

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

JOSEPH WEINFELD, <i>et al.</i> ,	)	3:14-cv-00513-RCJ-WGC
	)	
Plaintiffs,	)	<b><u>MINUTES OF THE COURT</u></b>
	)	
vs.	)	March 12, 2018
	)	
BILL MINOR, <i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

PRESENT: THE HONORABLE WILLIAM G. COBB, U.S. MAGISTRATE JUDGE

DEPUTY CLERK: KATIE LYNN OGDEN    REPORTER: NONE APPEARING

COUNSEL FOR PLAINTIFF(S): NONE APPEARING

COUNSEL FOR DEFENDANT(S): NONE APPEARING

**MINUTE ORDER IN CHAMBERS:**

Before the court is the motion of Daniel T. Hayward, Esq., Jason W. Peak, Esq., and Ryan W. Leary, Esq., of Laxalt & Nomura, Ltd., to withdraw as counsel for Defendants Bill L. Minor, John H. Reynolds, Walter A. Marting, Jr., and Precious Minerals Mining and Refining Corp. (ECF No. 148). No timely response has been filed. Therefore, counsels' motion (ECF No. 148) is **GRANTED**.

Although 28 U.S.C. § 1654 allows "parties" to "plead and conduct their own cases personally," the statute has not been interpreted to allow corporate entities to do so. "Corporations and other unincorporated associations must appear in court through an attorney." *In re America W. Airlines*, 40 F.3d 1058, 1059 (9<sup>th</sup> Cir. 1994) (per curiam) (citations omitted). This rule "prohibits *pro se* plaintiffs from pursuing claims on behalf of others in a representative capacity." *Simon v. Hartford Life, Inc.*, 546 F.3d 661, 664 (9<sup>th</sup> Cir. 2008); *see also C.E. Pope Equity Trust v. United States*, 818 F.2d 696, 697 (9<sup>th</sup> Cir. 1987) (trustee may not appear *pro se* because he is not the person who by substantive law has the right sought to be enforced).

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As Judge Hicks noted in *HDR Insurance Managers, LLC v. Summit Insurance Services, Inc.*, No. 2:09-cv-0380-LRH-GWF (D. Nev. 2011),

It is well recognized that a corporation may only appear in federal court through licensed counsel. *See e.g., Rowland v. California Mens Colony, Unit II Mens' Advisory Council*, 506 U.S. 194, 200-201 (1983); *In re Highley*, 459 F.3d 554, 555 (9<sup>th</sup> Cir. 1972).

**IT IS HEREBY ORDERED** that Defendants Bill L. Minor, John H. Reynolds, and Walter A. Marting, Jr., are hereafter appearing *pro se*. All further documents in this case will be served as follows:

Bill L. Minor  
c/o Precious Minerals Mining & Refining Corp.  
Post Office Box 270  
Fairview Village, PA 19409-0270

John H. Reynolds  
7971 North 53rd Ave., Apt. 332  
Glendale, AZ 85301

Walter A. Marting, Jr.  
6900 S. McCarran Blvd., #1010  
Reno, Nevada 89590

**IT IS FURTHER ORDERED** that Defendant Precious Minerals Mining and Refining Corp. shall file a substitution of counsel within thirty (30) days of this order, i.e., on or before **Friday, April 13, 2018**.

**IT IS FURTHER ORDERED** that a copy of this order and all documents filed until Defendant Precious Minerals Mining and Refining Corp. obtains counsel shall be served on Precious Minerals Mining and Refining Corp. via regular mail at the following address:

Precious Minerals Mining and Refining Corp.  
Post Office Box 270  
Fairview Village, PA 19409-0270

**IT IS SO ORDERED.**

DEBRA K. KEMPI, CLERK

By: \_\_\_\_\_  
Deputy Clerk